

## UNITED STATES PATENT AND TRADEMARK OFFICE

## **BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:

Huebner et al.

Appl. Serial No.:

10/005,717

Filed:

11/08/2001

For:

Sensing Device and Method Using Photo-Induced Charge

Movements

Art Unit:

1743

Examiner:

Nagpaul

## REQUEST FOR RE-OPENING OF PROSECUTION

Claims 1 - 20 in this matter are currently under appeal.

In the Examiner's Answer with mail date of 06/08/2007, the Examiner has withdrawn the rejection of claims 17 - 20 and indicated these claims to be allowed, while maintaining the rejection of claims 1 - 16.

Applicant/Appellant requests that the prosecution be re-opened for the entry of the accompanying Amendment and Response under 37 CFR 1.111.

The purpose of the amendment is to put the claims in condition for allowance by canceling rejected claims 1 - 16.

The undersigned certifies that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

Date

Thomas C. Saitta

Respectfully submitted,

Thomas C. Saitta, Reg. No. 32102 Attorney for Applicant/Appellant

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## AMENDMENT AND RESPONSE

This communication is in response to a final office action and a subsequent Examiner's Amendment with mail date of June 8, 2007, in which the Examiner has rejected claims 1 - 3, 7 and 9 under Section 102(b) as anticipated by Clarke et al., has rejected claims 4 - 6 and 10 - 16 under Section 103(a) as obvious over Clarke et al.

The Examiner indicates claims 17 - 20 are allowed.

Please amend the application as follows:

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Date

Thomas C. Saitta